

13217-B  
8/0

# SLADE PELLMAN & BIEHL

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RECORDATION NO. 13217-B  
Filing 12/11

January 19, 1982

JAN 21 1982 -1 50 PM  
INTERSTATE COMMERCE COMMISSION

2-021A053

No.  
Date JAN 21 1982  
Fee \$ 10.00  
ICC Washington, D.C.

Office of the Secretary  
Recordation Office  
Interstate Commerce  
Commission  
Twelfth and Constitution  
Avenue, N.W.  
Washington, D.C. 20423

RECEIVED  
JAN 21 1 41 PM '82  
RECORDATION

Re: Recordation and Filing of  
Documents pertaining to  
Prior Recordation Number 13217

Dear Sirs:

In accordance with the provisions of Section 11303 of the Revised Interstate Commerce Act, 49 U.S.C. §11303, and Part 1116 of Title 49 of the Code of Federal Regulations, we request that the enclosed documents be recorded and filed by the Interstate Commerce Commission (the "Commission").

Enclosed herewith are two executed original copies of an Amendment, dated as of July 28, 1981, between Hamilton Bank (the "Bank") and Emons Industries, Inc. ("Emons"), amending an Agreement and Assignment dated July 20, 1981 between the Bank and Emons. The Agreement and Assignment was filed and recorded by the Commission on June 28, 1979 as Recordation No. 13217-A.

We request that the enclosed documents be filed and recorded by the Commission and assigned Recordation No. 13217-B.

A check in the amount of \$/0 has been enclosed with this letter of transmittal to cover the recordation fee.

SLADE PELLMAN & BIEHL

January 19, 1982

Office of the Secretary  
Interstate Commerce Commission  
Page 2

Please stamp and return the enclosed copy of this letter of transmittal.

If there are any questions with respect to the enclosed or the transactions described therein, please telephone Michael W. Stamm of this office.

Very truly yours,

A handwritten signature in cursive script that reads "Slade Pellman & Biehl".

SLADE PELLMAN & BIEHL

Enclosures

REGISTRATION NO. 13217-B  
JAN 21 1982 -1 50 PM  
INTERSTATE COMMERCE COMMISSION

13217-B

AMENDMENT TO AGREEMENT AND ASSIGNMENT

AMENDMENT, dated as of July 28, 1981, between EMONS INDUSTRIES, INC., a New York corporation with an office at 490 East Market Street, York, Pennsylvania 17403 ("EMONS") and HAMILTON BANK, a state banking association with an office at 12 East Market Street, York, Pennsylvania 17401 (the "Assignee"), to an Agreement and Assignment, dated July 20, 1981, between Emons and the Assignee.

Emons and the Assignee are parties to the Agreement and Assignment;

Emons and the Assignee wish to amend the Agreement and Assignment;

NOW, THEREFORE, Emons and the Assignee hereby agree that Subparagraph (a) of Paragraph 1 of the Agreement and Assignment is hereby amended to read as follows:

"(a) all right, title and interest of Emons in and to the Agreement, any and all amounts which may be or become due or owing by NAC to Emons under the Agreement on account of the rent of the Equipment, and any other sums which may become due from NAC under the Agreement, provided, however, that the Assignee's right to receive any funds payable by NAC to Emons pursuant to the Agreement shall be a right to receive a portion of any such funds equal to the amount payable to the Assignee pursuant to the terms of an Intercreditors Agreement, dated as of July 28, 1981, among the Assignee, Emons, Walter E. Heller & Company, Hamilton Bank, UTC Equipment Corporation and NAC."

IN WITNESS WHEREOF, each of the parties hereto has

caused this instrument to be executed in its corporate name by one of its corporate officers and its corporate seal to be hereunto affixed and attested as of the date first above written.

ATTEST:

J. M. [Signature]  
J. M. [Signature]

ATTEST:

J. E. [Signature]  
Com. Loan Officer

EMONS INDUSTRIES, INC.

By: [Signature] VP

HAMILTON BANK

By: Robert R. [Signature] VP

STATE OF Pennsylvania  
COUNTY OF York ;

SS.:

On the 4th day of November, 1981, before me personally appeared Robert S. Rockwell, to me personally known, who, being by me duly sworn, says that he is the Vice President of HAMILTON BANK, the Assignee in the foregoing Security Agreement, that one of the seals affixed to the foregoing instrument is the corporate seal of said corporation, that said instrument was signed and sealed on behalf of said corporation by authority of its Board of Directors, and he acknowledged that the execution of the foregoing instrument was the free act and deed of said corporation.

Sally B. Zimmerer  
Notary Public

SALLY B. ZIMMERER, NOTARY PUBLIC  
YORK, YORK COUNTY

MY COMMISSION EXPIRES JAN. 24, 1983  
Member, Pennsylvania Association of Notaries

STATE OF PENNSYLVANIA)

: SS.:

COUNTY OF YORK )

On the 19th day of November, 1981, before me personally appeared J. S. Miller, to me personally known, who, being by me duly sworn, says that he is the Vice Pres of EMONS INDUSTRIES, INC., one of the parties to the foregoing Amendment, that one of the seals affixed to the foregoing instrument is the corporate seal of said corporation, that said instrument was signed and sealed on behalf of said corporation by authority of its Board of Directors, and he acknowledged that the execution of the foregoing instrument was the free act and deed of said corporation.

Ludger Houtman  
Notary Public

MY COMMISSION EXPIRES  
JANUARY 31, 1985  
YORK, YORK COUNTY, PA